

## REMARKS

In the Office Action mailed February 28, 2005, in the above captioned case, the Examiner has stated that the present Application contains two distinct inventions. As such, the Examiner has required the Applicants to elect a single invention for prosecution on the merits. Specifically, the Examiner has required the Applicants to elect between a first invention, Group I, recited in Claims 1-14, drawn to a switch for regulating a substrate potential, classified in class 257, subclass 299, and a second invention, Group II, recited in Claims 15-20, drawn to an integrated circuit with a substrate potential regulating switch, classified in class 257, subclass 499+.

### ELECTION WITHOUT TRAVERSE BETWEEN GROUP I AND GROUP II

Applicants elect without traverse Group I, recited in Claims 1-14, drawn to a switch for regulating a substrate potential, classified in class 257, subclass 299.

### ELECTION WITH TRAVERSE BETWEEN SPECIES 1 AND SPECIES 2

Applicants elect with traverse Species 1. Applicants respectfully assert that Claims 1-14 are readable on Species 1.

The Examiner has stated that the present Application contains claims directed to two patentably distinct species of the claimed invention. Specifically, the Examiner has required the Applicants to elect between a first species, species 1, described in Figure 3, pages 6-8 “with switched terminals coupled to ground and substrate bias supply line,” and a second species, species 2, described in Figure 4, pages 8-9, “with switched terminals coupled to ground and charge pump enable line.”

Applicants respectfully traverse. Applicants respectfully assert that the restriction improperly asserts that Figure 4 of the present Application teaches “switched terminals coupled to ground and charge pump enable line.” In contrast, the present Application teaches, “[t]he  $V_{BBP}$  enable input is also coupled to the switch 405 as a control input 408” (page 8 lines 18-19, emphasis added). Furthermore, “[s]witch 405 (selectively couples) the substrate 305 to ground” (page 9 lines 1-2). Clearly, Figure 4 does not teach switching a charge pump enable line.

Therefore, Applicants respectfully assert that the restriction’s characterization of the teaching of Figure 4 is incorrect. Consequently, Applicants respectfully assert that there is no basis for finding patentably distinct species of the claimed invention. Applicants respectfully assert that a requirement to elect among patentably distinct species of the claimed invention is overcome, and respectfully solicit withdraw of such requirement.

## CONCLUSION

Claims 1-14 remain pending in the present Application. Claims 15-20 are canceled herein. Applicant notes that no new matter has been introduced as a result of the amendments presented herein.

The Examiner is invited to contact Applicants' undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted,

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